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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Customer No. | 23643 | } } |
|---------------------|---|---------------------------------------|
| Group: | 1618 | } |
| Confirmation No.: | 9879 | } } |
| Application No.: | 10/765,336 | Electronically Filed: August 26, 2008 |
| Invention: | VITAMIN RECEPTOR BINDING DRUG DELIVERY CONJUGATES | } } |
| Inventor: | Iontcho R. Vlahov et al. | } |
| Filed: | January 27, 2004 | |
| Attorney Docket: | 20150-74359 | • |
| Examiner: | Jones, Dameron Levest | • |

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Statement is filed in the application identified above pursuant to 37 C.F.R. § 1.56 and pursuant to the holdings of the Federal Circuit Court of Appeals in the cases *Dayco Products, Inc. v. Total Containment, Inc.*, 329 F.3d 1358, 66 U.S.P.Q.2d 1801 (Fed. Cir. 2003) and *McKesson Info. Sol'ns v. Bridge Med.*, 487 F.3d 897, 927 (Fed. Cir. 2007).

The Examiner should be aware of related copending U.S. Patent Applications and

pending International Applications. Applicants believe that the Examiner has access to the

prosecution history in these cases; accordingly Applicants have not included any copies with this

paper. However, if the Examiner requires copies of any papers in these prosecution histories,

Applicants will provide them as needed.

Applicants have not concluded at this time that the references cited herein are

material to patentability of the currently pending claims of the present application, however, in

an abundance of caution in view of the Dayco and McKesson Federal Circuit decisions, they are

submitted herewith.

Applicants draw the Examiner's attention to the fact that Applicants are

concurrently filing a Request for Continued Examination pursuant to 37 C.F.R. § 1.114 to have

this Information Disclosure considered by the Examiner and made of record in the instant

application. Applicants believe that no fees are due with the filing of this statement, however if

fees are due the Commissioner is hereby authorized to charge any amounts that may be due with

this statement to our Deposit Account No. 10-0435 with reference to our matter 20150-74359.

The Commissioner is also hereby authorized to charge any additional amounts that may be due

with this response, or credit any overpayments, to our Deposit Account No. 10-0435 with

reference to our matter 20150-74359.

Respectfully submitted,

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